

UNITED STATES DISTRICT COURT

DISTRICT OF SOUTH DAKOTA

CENTRAL DIVISION

LYNDON HART,

Plaintiff,

vs.

MICHAEL HOUDYSHELL, IN HIS
INDIVIDUAL AND OFFICIAL CAPACITY AS
SECRETARY OF THE SOUTH DAKOTA
DEPARTMENT OF REVENUE; AND
BRENDA KING, EMPLOYEE OF THE
SOUTH DAKOTA MOTOR VEHICLE
DIVISION IN HER INDIVIDUAL AND
OFFICIAL CAPACITY;

Defendants.

3:23-CV-03030-RAL

ORDER REGARDING MOTION FOR
EXPEDITED DISCOVERY

Plaintiff Lyndon Hart has filed this First Amendment challenge to SDCL § 32-5-89.2 allowing Defendants to deny vanity license plates that are “offensive to good taste and decency.” Plaintiff seeks a preliminary injunction to enjoin enforcement of SDCL § 32-5-89.2 and has filed a Motion for Expedited Discovery, Doc. 7. This Court wants to give Defendants an opportunity to answer and cooperate with Plaintiff to conduct what discovery may be necessary voluntarily and on an expedited basis in order to present this case in a quick yet thorough manner for decision. Therefore, it is

ORDERED that ruling on the Motion for Expedited Discovery, Doc. 7, is deferred until after Defendants have answered or otherwise responded to the Complaint.

DATED this 17th day of November, 2023.

BY THE COURT:

A handwritten signature in blue ink, appearing to read "Roberto A. Lange", is written over a horizontal line.

ROBERTO A. LANGE
CHIEF JUDGE